COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: March 15, 2016

FROM: KELLEY S. FRASER, COMMANDER
SOUTH PATROL DIVISION

TO: CORONNE JACOB, CAPTAIN
TEMPLE STATION

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	FO2376882
Incident:	Use of Force
Incident Date:	March 28, 2015
Unit:	Temple Station
Suspect:	Tu, Ted Kuang Ting MA/08-03-70
Involved Employees:	Deputy Anthony Ledesma #[redacted] Deputy [redacted] Deputy [redacted] Deputy [redacted]
EFRC Date:	March 10, 2016

The Executive Force Review Committee (EFRC) consisting of Commanders Kelley S. Fraser, David Halm and Eddie Rivero met and reviewed the above case.

FINDINGS:

The EFRC determined the use of force and tactics were within Department policy.

RECOMMENDATIONS:

The EFRC made no recommendations.

KSF:JRB:jrb

761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: March 15, 2016

FROM: KELLEY S. FRASER, COMMANDER
SOUTH PATROL DIVISION

TO: JOHN ROBERTS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

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RECOMMENDATIONS:

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KSF:JRB:jrb

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 015-03837-0530-053		Date: 03/28/15	Time: 2018 hours
Location: Rosemead Boulevard / Valley Boulevard		City or Station: Rosemead	
Bureau/Station/Facility: East Patrol Division / Temple Station		Admin. Investigation: ( ) YES (•) NO	
Type of Force: Control Holds (Take Down), Control Holds (Control Techniques), Hobble (Legs Only)			
Incident Category: ( ) 1 ( ) 2 (•) 3	Deputy Injury: ( ) YES (•) NO	Suspect Injury (•) YES ( ) NO	
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: (•) YES ( ) NO	Person Notified: Lt. Valencia	Emp: [redacted]	IAB Roll Out (•) YES ( ) NO

Involved Employee

E1

Employee #: [redacted]	Last Name: Ledesma	First Name: Anthony	Middle I.: M	Rank: Deputy		
Sex: (•) M ( ) F	Race: H	Height: 509	Weight: 180	Age: [redacted]	Shift: ( ) EM ( ) Day (•) PM	(•) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: Temple Station	Work Assignment (Unit #, Module, etc.): 53F					
Individual Force Used: Takedown, Resistive Handcuffing, Control Holds	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category ( ) 1 ( ) 2 (•) 3				
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #				

E2

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.: [redacted]	Rank: Deputy		
Sex: (•) M ( ) F	Race: W	Height: 510	Weight: 200	Age: [redacted]	Shift: ( ) EM ( ) Day (•) PM	(•) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: Temple Station	Work Assignment (Unit #, Module, etc.): 53K2					
Individual Force Used: Resistive Handcuffing, Control Hold, Hobble (Directed)	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category (•) 1 ( ) 2 ( ) 3				
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #				

E3

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.: [redacted]	Rank: Deputy		
Sex: (•) M ( ) F	Race: H	Height: 601	Weight: 220	Age: [redacted]	Shift: ( ) EM ( ) Day (•) PM	(•) Regular Shift ( ) OT Shift ( ) Off Duty
Unit of Assignment: Temple Station	Work Assignment (Unit #, Module, etc.): 53T1					
Individual Force Used: Resistive Handcuffing, Hobble (Directed)	( ) Directed ( ) Rescue ( ) Medical Assist	Individual Category (•) 1 ( ) 2 ( ) 3				
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #				

On Duty Supervisor

☒ Additional Involved Employees

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Carbajal	Jose	C.	Sgt.	(•) YES ( ) NO	( ) YES (•) NO

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Adams	John	D.	Sgt.	( ) YES (•) NO	( ) YES (•) NO

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Long	James	P.	Sgt.

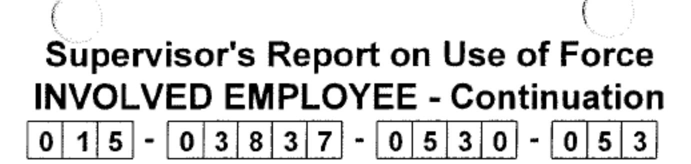
Watch Commander / Supervising Lieutenant's **Signature:** ________ Date ________ Copy Provided to Employee by: ________ Emp #: ________

Unit Commander **(Print Name)** ________ Unit Commander's **Signature**: ________ Emp #: ________ Date ________

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander



Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

0 1 5 - 0 3 8 3 7 - 0 5 3 0 - 0 5 3

Involved Employee

E 4

Employee #: [redacted] | Last Name: [redacted] | First Name: [redacted] | Middle I.: [redacted] | Rank: DSG

Sex: (●) M ( ) F | Race: H | Height: 510 | Weight: 215 | Age: [redacted] | Shift: ( ) EM ( ) Day (●) PM | (●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment: Temple Station | Work Assignment (Unit #, Module, etc.): 53H

Individual Force Used: Control Holds | ( ) Directed ( ) Rescue ( ) Medical Assist | Individual Category: (●) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E_

Employee # | Last Name | First Name | Middle I. | Rank

Sex: ( ) M ( ) F | Race: | Height: | Weight: | Age: | Shift: ( ) EM ( ) Day ( ) PM | ( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Individual Force Used: | ( ) Directed ( ) Rescue ( ) Medical Assist | Individual Category: ( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E_

Employee # | Last Name | First Name | Middle I. | Rank

Sex: ( ) M ( ) F | Race: | Height: | Weight: | Age: | Shift: ( ) EM ( ) Day ( ) PM | ( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Individual Force Used: | ( ) Directed ( ) Rescue ( ) Medical Assist | Individual Category: ( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E_

Employee # | Last Name | First Name | Middle I. | Rank

Sex: ( ) M ( ) F | Race: | Height: | Weight: | Age: | Shift: ( ) EM ( ) Day ( ) PM | ( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Individual Force Used: | ( ) Directed ( ) Rescue ( ) Medical Assist | Individual Category: ( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #

E_

Employee # | Last Name | First Name | Middle I. | Rank

Sex: ( ) M ( ) F | Race: | Height: | Weight: | Age: | Shift: ( ) EM ( ) Day ( ) PM | ( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Individual Force Used: | ( ) Directed ( ) Rescue ( ) Medical Assist | Individual Category: ( ) 1 ( ) 2 ( ) 3

☐ Injured ☐ Treated ☐ Admitted Facility: | Coroner Case #



Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 1 5 - 0 3 8 3 7 - 0 5 3 0 - 0 5 3

Suspect Information

S 1

Last Name: Tu | First Name: Ted | Middle Name: Kuang Ting | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: A | Age: 44 | Height: 510 | Weight: 166 | D.O.B: 08/03/70 | Phone #1: ( ) H ( ) W (●) C [redacted] | Phone #2: ( ) H ( ) W ( ) C

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 4282-513 | Primary Charge Code: 245(A)(1) PC | Secondary Charge Code: 69 PC | ☒ Criminal History

Treated on Scene? (●) YES ( ) NO | Name: L.A. Co. Capt. Mueller | Unit: Engine 42 | Phone #: (626) 286-2417

Hospital Admission? ☐ | Rec'd Treatment At: Arcadia Methodist | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Dr. Mury | Address: 300 Huntington Drive, Arcadia, Ca. | Phone #: (626) 898-8000

Under Influence: (●) YES ( ) NO | Substance: Combination | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 01/25/16 | Time: 1504 | ☒ Audiotape: | ☐ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

0 1 5 - 0 3 8 3 7 - 0 5 3 0 - 0 5 3

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Carbajal	Jose	C.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Temple Station	50S	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Bonilla	Eduardo	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Temple Station	53K1	○ EM ○ Day ◉ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Gibson	Sherry	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Temple Station	55t1	○ EM ○ Day ◉ PM	○ Regular ◉ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

0 1 5 - 0 3 8 3 7 - 0 5 3 0 - 0 5 3

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Botten	Nathan	J.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Temple Station	54	○ EM ○ Day ◉ PM	○ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		○ EM ○ Day ○ PM	○ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

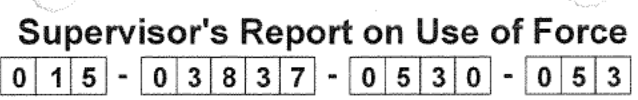
Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2



Supervisor's Report on Use of Force

0 1 5 - 0 3 8 3 7 - 0 5 3 0 - 0 5 3

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Tu	S#1	Ledesma	E#1	UC	NN	NN
Ledesma	E#1	Tu	S#1	CT	NN	BK
Tu	S#1	Ledesma	E#1	PP	NN	CH
Ledesma	E#1	Tu	S#1	TD	DI, FR	EL,KN
Tu	S#1	Ledesma	E#1	RS	NN	HD
Ledesma	E#1	Tu	S#1	CT	NN	BK
Tu	S#1	Ledesma	E#1	RS	NN	HD
Ledesma	E#1	Tu	S#1	RH	NN	WR
Tu	S#1	Ledesma	S#1	RS	NN	HD
Ledesma	E#1	Tu	S#1	CT	NN	BK
[redacted]	E#2	Tu	S#1	CT	NN	HD
Tu	S#1	[redacted]	E#3	RS	NN	HD
[redacted]	E#3	Tu	S#1	CT	NN	SH
[redacted]	E#3	Tu	S#1	RH	NN	WR
Tu	S#1	[redacted]	E#2	PK	NN	NN
Tu	S#1	[redacted]	E#3	PK	NN	NN
[redacted]	E#2	Tu	S#1	HB	NN	LE
[redacted]	E#3	Tu	S#1	HB	NN	LE
Tu	S#1	[redacted]	E#4	RS	NN	HD
[redacted]	E#4	Tu	S#1	CT	NN	BK

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Use of Force, Knee Fracture, Elbow Dislocation**
IAB FILE NUMBERS:	**FO 2376882**
URN#:	**015-03837-0530-053**
DATE/TIME:	**March 28, 2015, 2018 hours**
LOCATION:	**Rosemead Boulevard / Valley Boulevard, Rosemead**

SYNOPSIS

On March 29, 2015, an Internal Affairs Bureau (IAB) team comprised of Lieutenant Dominic Valencia, along with Sergeants John Adams and Jeff Smith responded to Temple Station regarding a use of force resulting in a knee fracture and dislocated elbow. Sergeant John Adams was assigned the force review.

On March 28, 2015, at approximately 2006 hours, Temple Station dispatch personnel began receiving 911 calls of a vehicle driving on the wrong side of the road, southbound on Rosemead Boulevard, from Colorado Boulevard. The vehicle was described as a dark colored Mercedes Benz. The calls were consolidated and documented under Temple Station Tag 198. As Temple units coordinated a response, and searched for the vehicle, subsequent 911 calls described a traffic collision on Rosemead Boulevard, at Valley Boulevard, involving a black Mercedes Benz. The collision was documented under Temple Station Tag 200, and units were dispatched. Refer to Compact Disc **[Exhibit A]**.

Deputy Ledesma was the first deputy on scene and found a black Mercedes Benz with front end damage, stopped in the southbound number two lane of Rosemead Boulevard, north of Valley Boulevard. Suspect Tu was seated behind the wheel, smoking a cigarette, and upon seeing Deputy Ledesma, exited the driver's seat and stood outside the driver's door. Believing Suspect Tu was possibly impaired, Deputy Ledesma approached, intending to pat him down. Deputy Ledesma ordered Suspect Tu to turn, face away, and place his hands behind his back. Suspect Tu turned slowly, but instead of placing his hands behind his back, placed them onto the roof of his car. Deputy Ledesma stood behind Suspect Tu and again ordered Suspect Tu to place his hands behind his back. Suspect Tu did not comply, and suddenly pushed off of his car, and into Deputy Ledesma. Deputy Ledesma conducted a takedown of Suspect Tu and

they both landed on the asphalt. A struggle ensued in which Deputy Ledesma attempted to handcuff Suspect Tu. Suspect Tu refused to surrender his hands and attempted to get up. Unable to handcuff Suspect Tu, Deputy Ledesma requested assistance via his portable radio and enlisted the help of a civilian, Witness [redacted] Deputy Ledesma directed Witness [redacted] to pull Suspect Tu's legs out straight, allowing Deputy Ledesma a level of control to handcuff Suspect Tu's right wrist. With Suspect Tu still struggling, Deputy Ledesma was unable to handcuff Suspect Tu's left wrist.

Deputies [redacted] and [redacted] arrived on scene and assisted Deputy Ledesma by holding down Suspect Tu. Deputies [redacted] and [redacted] handcuffed Suspect Tu's left wrist, however Suspect Tu continued to thrash on the ground. The Field Sergeant, Sergeant Carbajal arrived, and in an effort to further control Suspect Tu, directed Deputies [redacted] and [redacted] to hobble Suspect Tu. Once Suspect Tu was handcuffed and hobbled, Sergeant Carbajal directed deputies to carry Suspect Tu and secure him in a radio car, pending treatment by fire personnel.

While seated in the radio car, Suspect spit at the partially open radio car window. To prevent deputy and fire personnel from exposure to Subject Tu's spittle, Sergeant Carbajal directed deputies to place a spit mask over Suspect Tu's head. Deputies [redacted] and [redacted] subsequently placed the spit mask without incident.

Suspect Tu was treated by Los Angeles County Fire personnel at the scene, then transported via ambulance to Arcadia Methodist Hospital. At the hospital, Suspect Tu was treated for a fractured knee and dislocated elbow, then cleared for booking at Los Angeles County Jail.

The uses of force were reported to Sergeant Carbajal at the scene. All the reports documenting the incident were submitted as **[EXHIBIT B].**

INVOLVED EMPLOYEE AND WORK HISTORY

Anthony Ledesma, Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History

Date of Employment:	May 4, 2005
Date Assigned to Patrol/Temple Station:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

Equipment Worn On Person

Duty Weapon
Oleoresin Capsicum (OC) Spray
Baton
Taser
Handcuffs
Portable Radio

[redacted] Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History



Date of Employment:	April 13, 2000
Date Assigned to Patrol/Temple Station:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

Equipment Worn On Person

Duty Weapon
Oleoresin Capsicum (OC) Spray
Baton
Handcuffs
Portable Radio
Pocket Knife
Flashlight

[redacted] Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History



Date of Employment:	September 13, 2006
Date Assigned to Patrol/Temple Station:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incident(s):	[redacted]

Equipment Worn On Person

Duty Weapon
Oleoresin Capsicum (OC) Spray
Baton
Handcuffs
Portable Radio

[redacted], Deputy Sheriff, #[redacted]
East Patrol Division
Temple Station

Work History

Date of Employment: March 12, 2007
Date Assigned to Patrol/Temple Station: [redacted]
Date Completed Patrol Training: [redacted]
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incident(s): [redacted]



Equipment Worn On Person

Duty Weapon
Oleoresin Capsicum (OC) Spray
Handcuffs
Portable Radio

SUSPECT INFORMATION

Ted Kuang Ting Tu
Male, Asian, DOB: August 3, 1970, 5'10", 166 pounds
[redacted]
CII #[redacted] MAIN #[redacted] FBI #[redacted]

> **IAB Note: A copy of Suspect Tu's criminal history is included in [EXHIBIT C].**

SUSPECT'S INJURIES

Suspect Tu sustained a fractured right knee, a dislocation and open wound to his right elbow, abrasions to both knees, an abrasion to his right cheek, abrasions to his back, and a scratch on his right ear. Refer to (7) photographs submitted as **[EXHIBIT D]**.

DEPUTY PERSONNEL INJURIES

None

PHYSICAL EVIDENCE

All physical evidence was collected by Deputy [redacted] and booked at Temple Station. For descriptions of the evidence collected and where it was collected, see **[SH-R-49, Page 5, Exhibit A]**. A blood sample (EV-4) collected from Suspect Tu was submitted to the Los Angeles County Sheriff's Department Scientific Services Bureau, Toxicology Section. A blood drug screen performed by H. Snkhchyan, Employee Number [redacted] showed the presence of opiates, cannabinoids, and benzodiazepines. Refer to Laboratory Report **[Exhibit E]**.

INVESTIGATOR'S OBSERVATIONS

Approximately eight hours transpired from the use of force to Internal Affairs Bureau Investigators' observations. Suspect Tu was seated in the Temple Station Booking Cell and appeared alert. He wore a hospital gown, his right arm was bandaged, along with a soft cast/brace on his right leg.

At the scene, investigators found Rosemead Boulevard and Valley Boulevard consisted of a four-way intersection with commercial buildings on each of the four corners. Structures on the southwest and southeast corners were equipped with surveillance cameras, however the camera angles did provide coverage of the street. Investigators photographed the scene. Refer to (7) photographs, **[Exhibit F]**.

On March 30, 2015, investigators went to Ken's Tow Company, 9350 Lower Azusa Road, Temple City and observed collision damage on Suspect Tu's vehicle. The vehicle, a 2009 Mercedes, California License Number [redacted], had sustained extensive front end damage. The interior appeared undamaged, with no deployment of airbags. Investigators photographed the vehicle. Refer to (5) photographs **[Exhibit G]**.

On April 1, 2015, investigators obtained surveillance footage **[Exhibit H]** from a Southland Transit bus, which had stopped along the west curb line of Rosemead Boulevard, north of Valley Boulevard, moments prior to Deputy Ledesma's arrival. The clarity of the footage was limited and the images were periodically obscured by bystanders, but utilizing the camera system's timing feature, investigators noted the following

2016:04:	Deputy Ledesma arrives and parks southeast of Suspect Tu's vehicle.
2016:19:	Suspect Tu exits the driver's side of his vehicle.

2016:23: Deputy Ledesma exits his radio car and approaches Suspect Tu.
2016:31: Suspect Tu raises his arms.
2016:37: Deputy Ledesma attempts to pat down Suspect Tu.
2016:41: Deputy Ledesma conducts takedown by spinning to his left.
2017:16: Witness [redacted] pulls Suspect Tu's legs straight.
2017:32: Deputy Ledesma pulls Suspect Tu's right arm behind back.
2017:59: Deputy [redacted] arrives, grasps Suspect Tu's left arm.
2018:18: Deputy [redacted] arrives.
2018:46: Deputy [redacted] arrives.
2019:31: Fire Department arrives.
2020:12: Sergeant Carbajal arrives.
2021:02: Suspect Tu hobbled.
2022:50: Deputies carry Suspect Tu to radio car.
2023:26: Suspect Tu secured in radio car.

IAB Note: **At 2016:41, during the takedown, Suspect Tu appears to sustain elbow dislocation when he extends his right arm in an apparent effort to break his fall.**

WEAPON USED BY DEPUTY LEDESMA

Deputy Ledesma used personal weapons to conduct a takedown and to apply control holds.

WEAPON USED BY DEPUTY [redacted]

Deputy [redacted] used a Department approved hobble and personal weapons to apply control holds.

WEAPON USED BY DEPUTY [redacted]

Deputy [redacted] used a Department approved hobble and personal weapons to apply control holds.

WEAPON USED BY DEPUTY [redacted]

Deputy [redacted] used personal weapons to apply control holds.

WEAPONS USED BY SUSPECT TU

Suspect Tu thrust his body backward, knocking Deputy Ledesma off balance. Suspect Tu thrashed and moved his body, resisting the efforts of Deputies.

Ledesma, [redacted] and [redacted] to handcuff him. Suspect Tu spat at deputies and fire personnel.

PROPERTY DAMAGE BY SUSPECT TU

2005 Toyota Rav4, California License Number [redacted]
2003 Mercedes C240, California License Number [redacted]

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into Suspect Tu's actions was handled by Temple Station Detective C.L. Thames Jr., Employee Number [redacted] The suspect was charged with two felony counts of 245(A)(1) PC, one felony count of 69 PC, one misdemeanor count of 23152(E) CVC, and one misdemeanor count of 20001(B)(1) CVC, on April 21, 2015. Court Case Number GA096092. The case has not yet been adjudicated.

LIGHTING AND WEATHER CONDITIONS

The scene was illuminated by overhead street lights, area lighting, and vehicle headlights. The weather was clear and cool.

WITNESS STATEMENTS

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. Internal Affairs Bureau investigators reviewed any reports authored by the involved deputies and determined they were consistent with their Internal Affairs Bureau Administrative Force Review interviews.

INVOLVED EMPLOYEE DEPUTY ANTHONY LEDESMA

On February 2, 2016, Deputy Ledesma was interviewed by Internal Affairs Bureau Sergeants John Adams and Patrick Mannion. The interview was conducted at the Internal Affairs Bureau office. Representing Deputy Ledesma during the interview was Attorney Mitchell Kander from the law firm of Green and Shinee. Following is a summary of the interview:

On March 28, 2015, Deputy Ledesma was assigned to Temple Station patrol as 53F, on the PM shift. Sometime during his shift, he heard radio traffic regarding a wrong-way driver travelling southbound on Rosemead Boulevard, from the north end of Temple Station's area. That radio traffic was followed by his assignment to a call of a traffic collision on Rosemead Boulevard, at Valley Boulevard, in Rosemead. Deputy Ledesma was the first unit to arrive on scene and observed Suspect Tu's damaged vehicle, stopped in the southbound number

two lane of Rosemead Boulevard, north of Valley Boulevard. Other vehicles, including a bus, were stopped near the intersection. He also observed pedestrians on the sidewalk. Deputy Ledesma stopped his radio car westbound, approximately ten feet north of Suspect Tu's vehicle, effectively blocking southbound traffic. He observed Suspect Tu seated in the driver's seat, smoking a cigarette with a, "Dazed" expression.

Deputy Ledesma exited his radio car to investigate the collision. At the same time, Suspect Tu exited the Mercedes, stood outside the driver's door, and stared at Deputy Ledesma. Based on Suspect Tu's appearance and behavior, Deputy Ledesma believed Suspect Tu was possibly drunk. He approached Suspect Tu to ascertain further and prepared to pat him down. Deputy Ledesma ordered Suspect Tu to turn, face away, and place his hands behind his back. Suspect Tu responded by turning away and placing his hands on the roof of the Mercedes. Deputy Ledesma, standing behind Suspect Tu, again ordered Suspect Tu to place his hands behind his back. Unexpectedly, Suspect Tu pushed off of the Mercedes and into Deputy Ledesma. The movement caused Deputy Ledesma to lose his balance as momentum carried both he and Suspect Tu backward. Deputy Ledesma took hold of Suspect Tu's left shoulder and arm, and both went to the ground together. Deputy Ledesma believed they both landed on their sides. As Suspect Tu rolled onto his stomach, Deputy Ledesma quickly re-positioned himself over, and to the right of Suspect Tu, effectively pining him down. Suspect Tu then thrashed from side to side, screaming, and defying Deputy Ledesma's commands to stop resisting. Suspect Tu tucked his hands beneath his body and curled into a semi-fetal position, as Deputy Ledesma struggled to handcuff him.

As the struggle continued, Witness [redacted] approached and offered to help. Deputy Ledesma asked Witness [redacted] to control Suspect Tu's legs. Witness [redacted] pulled Suspect Tu's legs out straight, then sat on them. With Suspect Tu's legs controlled, Deputy Ledesma placed his knee on the upper portion of Suspect Tu's back, continuing to use his body weight to hold Suspect Tu down. Deputy Ledesma then used his portable radio, via the duplex patch, to request assistance regarding a deputy involved in a fight. Deputy Ledesma was then able to handcuff Suspect Tu's right wrist, but Suspect Tu still refused to give up his left wrist. Knowing assistance was not far, Deputy Ledesma opted to merely maintain control of Suspect Tu until additional deputies arrived.

Deputy [redacted] was the first assisting unit to arrive. He positioned himself to the left of Suspect Tu and took hold of Suspect Tu's left wrist. Deputy [redacted] was next to arrive and assisted by connecting the handcuffs to Suspect Tu's left wrist. Once handcuffed, Suspect Tu was assisted into a seated position and Deputy Ledesma stepped back from the situation. Sergeant Carbajal arrived after the handcuffing and began to direct deputies. Suspect Tu continued to shout, and as more deputies and fire personnel arrived, Sergeant Carbajal directed deputies to

carry Suspect Tu to a radio car. Deputy Ledesma had no further involvement with Suspect Tu.

Deputy Ledesma authored a supplemental report documenting his actions and his report of the use of force to Sergeant Carbajal. After reviewing his report, he confirmed to investigators the contents were an accurate account of the incident. Deputy Ledesma was also shown the surveillance footage from the Southland Transit bus **[Exhibit H].** After reviewing the video, he maintained his written and oral reporting were an accurate depiction of events.

INVOLVED EMPLOYEE DEPUTY [redacted]

On February 5, 2016, Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants John Adams and [redacted] The interview was conducted at the Internal Affairs Bureau office. Representing Deputy [redacted] during the interview was Attorney Mitchell Kander from the law firm of Green and Shinee. Following is a summary of the interview:

On March 28, 2015, [redacted] was assigned to Temple Station patrol on the PM shift. Sometime during his shift, he responded to Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy involved in a fight. He arrived to find multiple cars in the intersection. He observed Deputy Ledesma on the street holding Suspect Tu in a prone position, face down, and a civilian, Witness [redacted] seated on Suspect Tu's legs. Suspect Tu was thrashing his body around, while Deputy Ledesma struggled to hold him down. Deputy [redacted] took Suspect Tu's left wrist and pulled it behind Suspect Tu's back in an effort to gain control and handcuff him. Deputy [redacted] arrived and joined Deputy [redacted] in taking hold of Suspect Tu's left arm. Through their combined efforts, Deputies Ledesma, [redacted] and [redacted] handcuffed Suspect Tu.

After Suspect Tu was handcuffed, he was assisted into a seated position. Suspect Tu continued to thrash around and attempted to kick at the deputies around him. Sergeant Carbajal, who had arrived after the handcuffing, directed Deputies [redacted] and [redacted] to hobble Suspect Tu. Deputy [redacted] took hold of Suspect Tu's legs, while Deputy [redacted] slipped the hobble over Suspect Tu's legs, cinching it tight. The hobble effectively stopped Suspect Tu's kicking and thrashing. Sergeant Carbajal then directed unknown deputies to carry and secure Suspect Tu in a radio car. Deputy [redacted] could not recall if he assisted in the carry, but remembered his efforts to seatbelt Suspect Tu into the radio car's backseat. Those efforts were aborted when Suspect Tu began to spit. Sergeant Carbajal directed a spit mask to be placed on Suspect Tu. Without resistance from Suspect Tu, Deputy [redacted] placed the mask over Suspect Tu's head, and Deputy [redacted] secured the string. Deputy [redacted] then busied himself with investigative duties at the scene and had no further involvement with

Suspect Tu. Although he was aware fire personnel treated Suspect Tu, he never observed Suspect Tu's injuries, nor heard him complain of pain.

Deputy [redacted] authored a supplemental report documenting his actions and the report of his use of force to Sergeant Carbajal. After reviewing his report, he confirmed to investigators the contents were an accurate account of the incident. Deputy [redacted] was also shown the surveillance footage from the Southland Transit bus **[Exhibit H]**. After reviewing the video, he maintained his written and oral reporting were an accurate depiction of events.

INVOLVED EMPLOYEE DEPUTY [redacted]

On February 5, 2016, Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants John Adams and [redacted] The interview was conducted at the Internal Affairs Bureau office. Representing Deputy [redacted] during the interview was Attorney Mitchell Kander from the law firm of Green and Shinee. Following is a summary of the interview:

On March 28, 2015, Deputy [redacted] was assigned to Temple Station patrol as 53T1 on the PM shift. Sometime during his shift, he received a radio call of a traffic collision at Rosemead Boulevard and Valley Boulevard, followed by radio traffic of a deputy involved fight at the location. He arrived to find Deputy Ledesma and Deputy [redacted] in the street, struggling with Suspect Tu. Suspect Tu was lying on his stomach, with his right hand in handcuffs, thrashing his body, while Deputy Ledesma knelt over the right side of Suspect Tu. Deputy [redacted] knelt to the left side of Suspect Tu and appeared to struggle with control of Suspect Tu's left hand. Several commands were given by Deputies Ledesma and [redacted] for Suspect Tu to stop fighting, but all were ignored. Deputy [redacted] placed his right knee on Suspect Tu's right shoulder in an effort control his thrashing movements, and took hold of Suspect Tu's left arm. Through their combined efforts, Deputies Ledesma, [redacted] and [redacted] completed the handcuffing.

Once handcuffed, Deputy [redacted] assisted Suspect Tu into a seated position, however, Suspect Tu continued to thrash around and kick at nearby deputies. Sergeant Carbajal arrived and directed Deputies [redacted] and [redacted] to hobble Suspect Tu. Deputy [redacted] assisted Suspect Tu back onto his stomach, then knelt on Suspect Tu's ankles to control his feet. Deputy Ledesma took hold of Suspect Tu's legs, while Deputy [redacted] secured the hobble to Suspect Tu's ankles. Sergeant Carbajal then directed deputies to carry Suspect Tu and secure him in a radio car. Deputy [redacted] assisted with the carry. Supsect Tu was placed on his stomach, onto the backseat of the radio car, Deputy [redacted] had no further involvement with Suspect Tu, and busied himself with his traffic investigation.

Although Deputy [redacted] was aware fire personnel were on scene, he was unsure if Suspect Tu was medically treated. Deputy [redacted] did not observe injuries on Suspect Tu, nor heard him complain of pain.

Deputy [redacted] authored a supplemental report documenting his actions and his report of his use of force to Sergeant Carbajal. After reviewing his report, he confirmed to investigators the contents were an accurate account of the incident. Deputy [redacted] was also shown the surveillance footage from the Southland Transit bus **[Exhibit H]**. After reviewing the video, he maintained his written and oral reporting were an accurate depiction of events.

INVOLVED EMPLOYEE DEPUTY [redacted]

On February 2, 2016, Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeants John Adams and Patrick Mannion. The interview was conducted at the Internal Affairs Bureau office. Representing Deputy [redacted] during the interview was Attorney Mitchell Kander from the law firm Green and Shinee. Following is a summary of the interview:

On March 28, 2015, Deputy [redacted] was assigned to Temple Station patrol, on the PM shift. During his shift, he responded to Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy involved in a fight. He arrived and found deputies already on scene and observed Suspect Tu, handcuffed, hobbled, and lying on his back in the street. Suspect Tu was screaming unintelligible words, cursing, and defiant of the deputies' commands. Under the supervision of Sergeant Carbajal, Deputies [redacted] and [redacted] assisted Suspect Tu onto his stomach. Suspect Tu continued to scream and repeatedly attempted to get up. In an effort to control Suspect Tu, and keep him pinned down, Deputy [redacted] placed his left knee on the middle of Suspect Tu's shoulder blades. Sergeant Carbajal ordered deputies to carry Suspect Tu and secure him in the backseat of a radio car. As directed, Deputies [redacted] and [redacted] along with un-identified deputies carried Suspect Tu to the backseat. He did not recall the initial positioning of Suspect Tu, but recalled Suspect Tu was subsequently seated upright, and spitting.

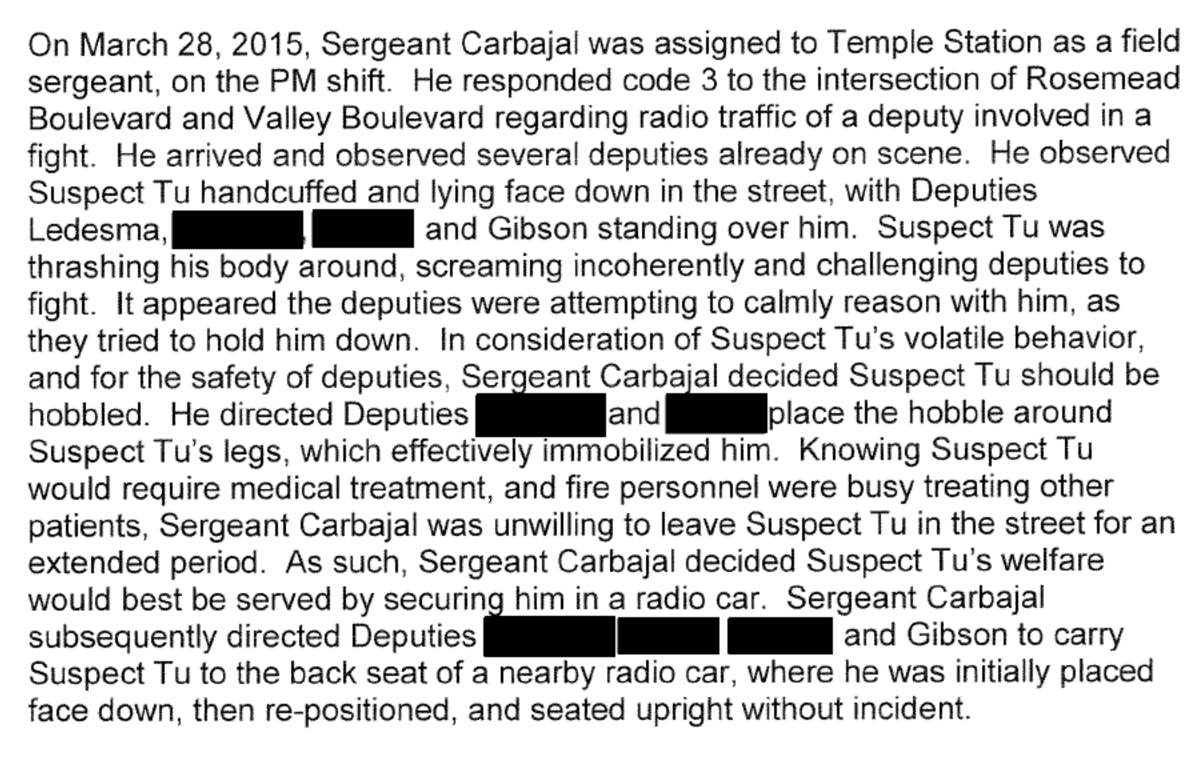
Deputy [redacted] recalled Sergeant Carbajal ordered a spit mask, but did not observe the actual placement. After Suspect Tu was examined by fire personnel, a medical decision was made to transport Suspect Tu, via ambulance, to a hospital for treatment. Under the medical supervision of fire personnel, Sergeant Carbajal directed Deputies [redacted] and Botten to assist Suspect Tu out of the radio car and onto a nearby gurney. Suspect Tu was cooperative during the move.

Deputy [redacted] authored a supplemental report documenting his actions. After reviewing his report, he confirmed to investigators the contents were an accurate account of the incident. Deputy [redacted] was also shown the surveillance footage

from the Southland Transit bus **[Exhibit H]**. After reviewing the video, he maintained his written and oral reporting were an accurate depiction of events.

WITNESS EMPLOYEE SERGEANT JOSE CARBAJAL

On February 5, 2016, Sergeant Carbajal was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview was conducted at the Internal Affairs Bureau office. Following is a summary of the interview:



On March 28, 2015, Sergeant Carbajal was assigned to Temple Station as a field sergeant, on the PM shift. He responded code 3 to the intersection of Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy involved in a fight. He arrived and observed several deputies already on scene. He observed Suspect Tu handcuffed and lying face down in the street, with Deputies Ledesma, [redacted], [redacted] and Gibson standing over him. Suspect Tu was thrashing his body around, screaming incoherently and challenging deputies to fight. It appeared the deputies were attempting to calmly reason with him, as they tried to hold him down. In consideration of Suspect Tu's volatile behavior, and for the safety of deputies, Sergeant Carbajal decided Suspect Tu should be hobbled. He directed Deputies [redacted] and [redacted] place the hobble around Suspect Tu's legs, which effectively immobilized him. Knowing Suspect Tu would require medical treatment, and fire personnel were busy treating other patients, Sergeant Carbajal was unwilling to leave Suspect Tu in the street for an extended period. As such, Sergeant Carbajal decided Suspect Tu's welfare would best be served by securing him in a radio car. Sergeant Carbajal subsequently directed Deputies [redacted] [redacted] [redacted] and Gibson to carry Suspect Tu to the back seat of a nearby radio car, where he was initially placed face down, then re-positioned, and seated upright without incident.

Once in the backseat, and seated upright, Suspect Tu again became vocally aggressive. He began to spit and challenged deputies to fight. In consideration for the safety of deputies and fire personnel, Sergeant Carbajal decided a spit mask should be placed on Suspect Tu, prior to medical treatment. A plan was devised where a deputy would distract Suspect Tu with conversation, while other deputies could place the mask. In a moment of calm, Deputies Botten and Gibson placed the mask over Suspect Tu, while Deputy [redacted] secured the string, without incident.

Sergeant Carbajal was later advised by fire personnel that Suspect Tu would need treatment at a hospital, and required transportation via ambulance. Sergeant Carbajal devised a plan where a gurney would be positioned adjacent to the radio car, and Suspect Tu would be assisted from the backseat, onto the gurney. Sergeant Carbajal directed Deputies [redacted] Botten, [redacted] and Gibson to assist Suspect Tu onto the gurney. This movement occurred without incident.

IAB Note: **Sergeant Carbajal attempted to video record Suspect Tu's movement from the radio car to the gurney, however due to operator error, no such images were captured.**

Although Sergeant Carbajal was aware Suspect Tu required medical treatment, he never heard Suspect Tu complain of pain, nor was he aware of specific injuries. He recalled a mark on Suspect Tu's forehead, but attributed it to possible dirt from the street.

Sergeant Carbajal authored a supplemental report documenting his actions and observations. After reviewing his report, he confirmed to investigators the contents were an accurate account of the incident. Sergeant Carbajal was also shown the surveillance footage from the Southland Transit bus **[Exhibit H]**. After reviewing the video, he maintained his written and oral reporting were an accurate depiction of events.

WITNESS EMPLOYEE DEPUTY EDUARDO BONILLA

On January 28, 2016, Deputy Bonilla was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview was conducted at Temple Station. Following is a summary of the interview:

On March 28, 2015, Deputy Bonilla was assigned to Temple Station patrol on the PM shift. He responded to the intersection of Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy involved in a fight. He arrived and observed Deputies Ledesma, [redacted] and [redacted] already on scene, with Suspect Tu handcuffed and lying in the street. At some point a supervisor arrived and Deputy Bonilla recalled Suspect Tu was carried to a radio car. Deputy Bonilla did not have any contact with Suspect Tu and did not observe deputies use force.

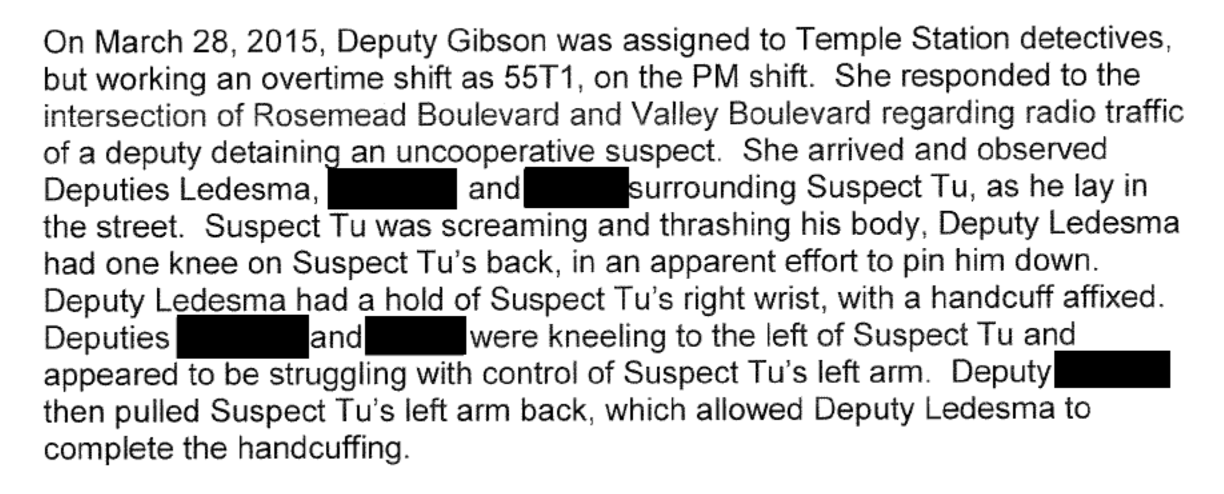
Deputy Bonilla identified [redacted] and [redacted] as witnesses to the incident. Deputy Bonilla documented Witness [redacted] and Witness [redacted] statement in a supplement report.

IAB Note: **Sergeant Carbajal attempted to conduct video-taped interviews with Witness [redacted] and Witness [redacted] however, the camera did not capture the audio portion of the interviews. Internal Affairs Bureau Investigators attempted to re-interview Witnesses [redacted] and [redacted] however both failed to return phone messages or certified letters. Business cards left on their doors proved equally fruitless. Thus, Deputy Bonilla's report contains the only documentation of their observations**

After reviewing the contents of his report, Deputy Bonilla confirmed to investigators the contents were an accurate account of the incident.

WITNES EMPLOYEE DEPUTY SHERRY GIBSON

On January 28, 2016, Deputy Gibson was interviewed by Internal Affairs Bureau Sergeant John Adams at the Internal Affairs Bureau office. Following is a summary of the interview:



On March 28, 2015, Deputy Gibson was assigned to Temple Station detectives, but working an overtime shift as 55T1, on the PM shift. She responded to the intersection of Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy detaining an uncooperative suspect. She arrived and observed Deputies Ledesma, [redacted] and [redacted] surrounding Suspect Tu, as he lay in the street. Suspect Tu was screaming and thrashing his body, Deputy Ledesma had one knee on Suspect Tu's back, in an apparent effort to pin him down. Deputy Ledesma had a hold of Suspect Tu's right wrist, with a handcuff affixed. Deputies [redacted] and [redacted] were kneeling to the left of Suspect Tu and appeared to be struggling with control of Suspect Tu's left arm. Deputy [redacted] then pulled Suspect Tu's left arm back, which allowed Deputy Ledesma to complete the handcuffing.

Once handcuffed, Deputy Gibson assisted with turning Suspect Tu into a seated position. Suspect Tu continued to scream and kick at deputies. Sergeant Carbajal arrived and directed deputies to hobble Suspect Tu. After Deputies [redacted] and [redacted] completed the hobble, Sergeant Carbajal directed deputies to carry Suspect Tu and secure him in a radio car. Deputy Gibson assisted in the carry by holding onto Suspect Tu's right thigh and right ankle. At the radio car, Suspect Tu was placed in the backseat, where he began to spit at deputies. Sergeant Carbajal then ordered the placement of a spit mask onto Suspect Tu. Deputy Gibson assisted Deputy Botten in placing the spit mask over Suspect Tu's head, without incident. Suspect Tu was subsequently assessed by fire personnel, and under the direction of Sergeant Carbajal, Deputy Gibson assisted Suspect Tu out of the radio car, and onto a gurney. Suspect Tu was then transported to the hospital via ambulance. Although Deputy Gibson was aware Suspect Tu received medical treatment, she never observed his injuries, nor heard him complain of pain.

Deputy Gibson reported her use of force observations to Sergeant Carbajal at the scene. She authored a supplemental report documenting her actions and observations. After reviewing her report, she confirmed to investigators the contents were an accurate account of the incident.

WITNESS EMPLOYEE DEPUTY NATHAN BOTTEN

On January 28, 2016, Deputy Botten was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview was conducted at Temple Station. Following is a summary of the interview:

On March 28, 2015, Deputy Botten was assigned to Temple Station patrol, on the PM shift. He responded to the intersection of Rosemead Boulevard and Valley Boulevard regarding radio traffic of a deputy involved in a fight. He arrived and observed Suspect Tu handcuffed and lying on his stomach. Several deputies, including Deputies Ledesma and [redacted] were present and it appeared the fight was over. Deputy Botten then busied himself with the preparation of a CHP-180. Approximately three to five minutes later, Deputy Botten noticed Suspect Tu had been secured in a radio car. Deputy Botten was directed to contact Suspect Tu and obtain his personal information. While attempting to speak with Suspect Tu through the partially open radio car window, Suspect Tu spit at him. Sergeant Carbajal was present and directed a spit mask placed on Suspect Tu. Under Sergeant Carbajal's supervision, and assisted by Deputy Johnson, Deputy Botten placed a spit mask over Suspect Tu's head, without incident. Sergeant Carbajal then directed Suspect Tu's removal from the radio car and onto a nearby gurney. Deputy Botten assisted Suspect Tu out of the radio car and onto the gurney, without incident. The movement was conducted under the supervision of Sergeant Carbajal and fire personnel. Deputy Botten had no further contact with Suspect Tu.

Deputy Botten authored a supplemental report documenting his actions and observations. After reviewing his report, he confirmed the contents were an accurate account of the incident.

The following witnesses were interviewed on video camera by Sergeant Carbajal at the scene. However, due to operator error, the audio portion was unintelligible. The witnesses were re-interviewed by Internal Affairs Bureau investigators. The interviews were digitally recorded and transcribed.

WITNESS [redacted]

On January 25, 2016, [redacted] was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview was conducted at [redacted] Following is a summary of the interview:

On March 28, 2015, Witness [redacted] and his wife, Witness [redacted] were driving southbound on Rosemead Boulevard, at Mission Road, when they observed Suspect Tu's vehicle collide with Witness [redacted] vehicle. The collision appeared to be intentional, as Suspect Tu repeatedly rammed Witness [redacted] car. Witness [redacted] followed

Suspect Tu and Witness [redacted] southbound on Rosemead Boulevard to Valley Boulevard and encountered the aftermath of a multi-car collision. Suspect Tu's vehicle was stopped in the southbound lanes with Suspect Tu seated in the driver's seat, smoking a cigarette. He also observed Witness [redacted] standing on the west sidewalk, shouting in broken English, and frantically pointing at Suspect Tu. Witness [redacted] stopped his car to assist the possible injured parties.

After seeing Deputy Ledesma arrive and make contact with Suspect Tu at Suspect Tu's car, Witness [redacted] focused on the parties gathered on the west sidewalk. He then heard Witness [redacted] scream that he needed to go help Deputy Ledesma. He turned to see Deputy Ledesma taking Suspect Tu to the ground. Witness [redacted] rushed to help and observed Suspect Tu lying on his side, screaming and flailing his arms. Deputy Ledesma stood over Suspect Tu and appeared to struggle in an effort to control Suspect Tu's hands. Witness [redacted] offered to assist, and Deputy Ledesma directed him to help turn Suspect Tu onto his stomach, then to sit on his legs. Witness [redacted] did as instructed, then handed Deputy Ledesma a pair of handcuffs which had apparently fallen in the street. Deputy Ledesma was able to handcuff one of Suspect Tu's wrists, but not the other. Witness [redacted] heard Deputy Ledesma repeatedly tell Suspect Tu to calm down and to surrender his other hand. Suspect Tu refused, continued to thrash around and attempted to stand. Suspect Tu also yelled he would kill Deputy Ledesma. Deputy Ledesma broadcasted radio traffic, then told Witness [redacted] maintain his position, as help would arrive shortly. With the arrival of additional deputies, Witness [redacted] relinquished Suspect Tu's legs, and returned to the west curb to assist with the other parties.

Witness [redacted] believed Suspect Tu sustained an arm injury during the incident, as bystanders later told him Suspect Tu's arm appeared broken. He did not actually see any injuries, but noted some blood remained in the street after the incident. Witness [redacted] concluded that in his opinion, deputy personnel used a good amount of restraint, given Suspect Tu's violent behavior.

WITNESS [redacted]

On January 26, 2016, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview took place at [redacted]. Following is a summary of the interview:

On March 28, 2015, Witness [redacted] and her husband, Witness [redacted] were driving southbound on Rosemead Boulevard from Lower Azusa Road, when they observed Suspect Tu repeatedly ramming the rear of Witness [redacted] car. They followed Suspect Tu and Witness [redacted] southbound on Rosemead Boulevard to Valley Boulevard. They

encountered a multi-car collision and observed Suspect Tu's vehicle stopped in the southbound lanes with front-end damage. Suspect Tu was seated in the driver's seat, and Witness [redacted] car was spun around, on the west sidewalk, facing northbound. Deputy Ledesma arrived and contacted Suspect Tu at Suspect Tu's car, while Witness [redacted] and her husband stopped to help the injured parties. As they tended to Witnesses [redacted] and [redacted] Witness [redacted] screamed for someone to help Deputy Ledesma. Standing on the west sidewalk, with an unobstructed view, Witness [redacted] observed Deputy Ledesma and Suspect Tu on the ground. Her husband, Witness [redacted] rushed over to assist Deputy Ledesma and watched as Witness [redacted] sat on the back of Suspect Tu's legs. Deputy Ledesma appeared to struggle, in what Witness [redacted] believed were efforts to handcuff Suspect Tu. She heard Suspect Tu scream that he would kill Deputy Ledesma and watched as Suspect Tu bucked his body and thrashed about. She opined Suspect Tu was, "Clearly not in the right mindset."

With the arrival of additional deputies, Witness [redacted] re-focused on the injured parties. She could not recall specifics, but described how at some point, Suspect Tu was secured in a radio car. She did not see any injuries on Suspect Tu.

Witness [redacted] concluded the deputies' actions were reasonable, and in her opinion, should have been more aggressive in taking him into custody. She did not believe the deputies should have had to struggle as much as they did.

WITNESS [redacted]

On January 29, 2016, Witness [redacted] was interviewed by Internal Affairs Investigator John Adams. The interview took place at [redacted] Following is a summary of the interview:

On March 28, 2015, Witness [redacted] was employed as a bus driver for Southland Transit Incorporated. He was driving his bus southbound on Rosemead Boulevard when he happened upon a traffic collision at Valley Boulevard, which obstructed his path. He observed Suspect Tu's vehicle stopped southbound, north of the intersection and waited for an opportunity to proceed. While seated in the driver's seat of his bus, he observed Deputy Ledesma arrive and contact Suspect Tu near Suspect Tu's car. It appeared Deputy Ledesma was preparing to search Suspect Tu when suddenly Suspect Tu,"Resisted." Deputy Ledesma responded by performing a, "Takedown," resulting in Deputy Ledesma's body positioned on top of Suspect Tu. It appeared to Witness [redacted] that Deputy Ledesma was attempting to limit Suspect Tu's movements. Suspect Tu was on his stomach, pulling, kicking and resisting efforts to handcuff him. Witness [redacted] observed Witness [redacted] approach the scuffle and hold onto Suspect Tu's legs. Witness [redacted] heard Deputy Ledesma give repeated commands for Suspect

Tu to calm down, but Suspect Tu continued to resist. At that point Witness [redacted] felt the deputy needed help and exited his bus to offer his assistance. Deputy Ledesma subsequently instructed Witness [redacted] to just watch his (Ledesma's) back.

With the arrival of additional deputies, Suspect Tu was handcuffed. Following the handcuffing, Witness [redacted] went back to his bus, checked on his passengers, and busied himself with his own duties.

> **IAB Note: Surveillance footage [Exhibit H] from inside the bus revealed six adult passengers at the time of the incident. None of the passengers were identified and had left the area prior to the arrival of Internal Affairs Investigators.**

Witness [redacted] could not recall specific details of the events following the handcuffing, but was aware Suspect Tu was secured in a radio car. He did not recall if Suspect Tu was injured, but remembered an ambulance was on scene. Witness [redacted] concluded he believed the deputies' actions were reasonable. He never observed deputies strike Suspect Tu, nor employ any type of weapons.

WITNESS [redacted]

On March 28, 2015, Witness [redacted] and her mother, Witness [redacted] were driving southbound on Rosemead Boulevard, from Mission Road, when Suspect Tu repeatedly rear-ended their car for no apparent reason. Frightened, Witness [redacted] mother continued to drive their car southbound in an effort to get away. Suspect Tu gave chase, again rammed their car, and spun them into a planter on the northwest corner of Rosemead Boulevard, at Valley Boulevard. Suspect Tu then stopped at the intersection and remained with his vehicle.

Deputy Ledesma arrived and contacted Suspect Tu as Suspect Tu leaned against his (Tu's) car. Witness [redacted] was unsure what precipitated Suspect Tu's subsequent behavior, but watched as Suspect Tu turned and attempted to strike Deputy Ledesma. She observed Deputy Ledesma push Suspect Tu to the ground, and somehow, Deputy Ledesma was positioned over him. With one hand, Deputy Ledesma held one arm of Suspect Tu, while using his other hand to hold Suspect Tu down. Deputy Ledesma appeared to struggle to control Suspect Tu, prompting Witness [redacted] to assist by holding Suspect Tu's shoulders.

With the arrival of fire personnel, Witness [redacted] was distracted as she and her mother were medically treated. She was aware Suspect Tu was secured in a radio car, but could not elaborate. She was also aware Suspect Tu spit at deputies, and watched as a spit mask was placed over his head.

Witness [redacted] concluded she never observed deputies strike Suspect Tu, nor employ any type of weapons.

WITNESS [redacted]

On January 29, 2016, Witness [redacted] was interviewed by Internal Affairs Bureau Investigator Sergeant John Adams. The interview was conducted at [redacted], [redacted] Following is a summary of the interview:

On March 28, 2015, Witness [redacted] and her [redacted] Witness [redacted] were driving southbound on Rosemead Boulevard, from Mission Road, when Suspect Tu repeatedly rammed her car for no apparent reason. She continued southbound in an effort to get away, however, Suspect Tu gave chase and continued to ram her car. At Valley Boulevard, Suspect Tu struck her car, forcing her to spin out, into a planter on the west sidewalk. Suspect Tu then stopped his car at the intersection, stepped out, calmly smoked a cigarette and yelled death threats to nobody in particular. Frightened, Witness [redacted] stood on the west sidewalk and instructed her daughter to call 911.

Deputy Ledesma arrived a few minutes later and contacted Suspect Tu, near Suspect Tu's car. Witness [redacted] observed Suspect Tu attempt to strike Deputy Ledesma with his hand, prompting Deputy Ledesma to grab Suspect Tu and take him to the ground. Witness [redacted] then assisted Deputy Ledesma by holding Suspect Tu's legs. At that point, Witness [redacted] felt dizzy and sat down on the curb, thus obstructing her view of the subsequent events. With the arrival of fire personnel, Witness [redacted] was medically treated and did not observe any additional, meaningful portion of events.

Witness [redacted] concluded Suspect Tu was extremely frightening and opined the deputies' actions to take him into custody were reasonable.

WITNESS [redacted]

On January 25, 2016, Witness [redacted] was interviewed by Internal Affairs Bureau Sergeant John Adams. The interview was conducted at [redacted] [redacted]. During the interview, Witness [redacted] continually veered off topic and provided limited details. Following is a summary of the interview:

On March 28, 2015, Witness [redacted] was driving southbound on Rosemead Boulevard, at Valley Boulevard when her vehicle was rear-ended by Suspect Tu. She stopped near the intersection and observed Witnesses [redacted] and [redacted] standing on the west sidewalk next to their damaged vehicle, and Suspect Tu sitting in his damaged vehicle, smoking a cigarette. Witness [redacted] was extremely shaken and began to scream for help. Witnesses [redacted] and [redacted] approached and attempted to help her.

While Witness [redacted] spoke with the couple, Deputy Ledesma arrived on scene. Her attention was drawn to the intersection when she observed Deputy Ledesma and Suspect Tu struggling in the street. Deputy Ledesma was positioned on top of a prone Suspect Tu, apparently trying to hold him down. Believing Deputy Ledesma needed assistance, she yelled for Witness [redacted] to go help. Witness [redacted] joined Deputy Ledesma in the street, but did not elaborate as to any subsequent activity. With the arrival of fire personnel, Witness [redacted] focused on her medical needs and could not provide any additional, meaningful information.

SUSPECT TED TU

On March 29, 2015, Temple Station Detective Cliff Slawinski attempted to interview Suspect Tu in the Temple Station booking cage. Suspect Tu was advised of his Miranda Rights and subsequently invoked his right to legal counsel. Refer to Compact Disc **[Exhibit I]**.

On January 25, 2016, Suspect Tu was contacted over the phone by Internal Affairs Bureau Sergeant John Adams. The conversation was digitally recorded and transcribed. Following is a summary of the conversation:

The nature of an administrative investigation and the purpose of the phone call were explained to Suspect Tu. When asked if he would consult his attorney, and consider participating in an interview, Suspect Tu expressed more interest in the dynamics of a lawsuit, and the possibility of compensation. Suspect Tu ultimately agreed to consider consulting with his attorney, and agreed to call back investigators back within a week. Suspect Tu never called back, nor returned investigators' subsequent calls. His declination for the interview was inferred by his lack of cooperation and communication.

ADDITIONAL INFORMATION

On September 24, 2015, Suspect Tu filed a Civil Claim, Case Number [redacted] Docket Number [redacted] On October 26, 2015, the claim was denied. No subsequent civil action has occurred.